

## **REMARKS**

### ***Status of the Claims***

Claims 21-33 are pending as of the 21 October 2005 Amendment. Claims 21 and 23-33 now stand finally rejected. Claim 22 is said to be directed to allowable subject matter, but is objected-to as to form.

### ***Response to Enablement Rejection***

Claims 21 and 23-33 are finally rejected under 35 USC § 112, ¶ 1, as lacking enablement for the reasons set forth in the 22 July 2005 Office Action. Applicants' Amendment, filed 21 October 2005, in which it was explained, *inter alia*, that solvates of the compounds do exist, has been deemed unpersuasive. Thus, the rejection maintains that the compounds "do not possess the property of forming solvates."

Based on the first and second rejections, Applicants believe that evidence of the actual existence of solvates would be persuasive to the Patent Office. Accordingly, Applicants submit herewith a declaration of Dr. Zheng Jane Li, Ph.D., under 37 CFR § 1.132. In her declaration, Dr. Li of Pfizer attests to the fact that she is personally aware that many solvates of a compound of the invention actually exist, which solvates were identified by a solvate screen.

Applicants respectfully submit that the Li Declaration removes any doubt the Patent Office may have that the claims are enabled. Accordingly, reconsideration and withdrawal of the rejection are respectfully requested.

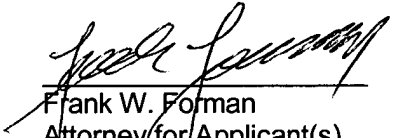
### ***Conclusion***

In view of the above, Applicants respectfully submit that all of the pending claims are enabled and allowable in their present form, and that the application is otherwise in condition for allowance. The Examiner is respectfully requested to withdraw the rejection and, as the next official action, to provide a Notice of Allowance.

If any issues remain which can be resolved by a telephone conference, or should the Examiner have any questions or comments regarding this matter, the Examiner is respectfully invited to contact the undersigned at the telephone number shown below.

Respectfully submitted,

Date: 28 Feb 06

  
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